

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

NO. 5:19-CR-00220-D-1

UNITED STATES OF AMERICA)	
)	STIPULATED JUDICIAL ORDER
v.)	OF REMOVAL
)	A# 215-860-228
SALVADOR IBARRA ESCALANTE)	

Upon the Application of the United States; upon the Factual Allegations in Support of Judicial Order of Removal; upon the statement and consent of defendant Salvador Ibarra Escalante and upon all prior proceedings and submissions in this matter; and full consideration having been given to the matter set forth herein, the Court finds:

1. The defendant is not a citizen or national of the United States.
2. The defendant is a native of Mexico and a citizen of Mexico.
3. The defendant entered the United States unlawfully at an unknown place and date.
4. The defendant was not then admitted or paroled after inspection by an immigration officer.
5. At the time of sentencing in the instant criminal proceeding, the defendant will be convicted in the United States District Court, Eastern District of North Carolina, of Count One of the Superseding Indictment, charging conspiracy to commit interstate transportation of stolen property of a value exceeding \$5,000, in violation of Title 18 United States Code, Section 371, and Count Seven of the

Superseding Indictment, charging immigration-related entrepreneurship fraud, violation of Title 8 United States Code, Section 1325(d).

6. The maximum term of imprisonment for a violation of Title 18, United States Code, Section 371 is 5 years. The maximum term of imprisonment for a violation of Title 8, United States Code, Section 1325(d) is 5 years. Given that the defendant pleaded guilty pursuant to a plea agreement to Count One and Count Seven of Superseding Indictment the maximum sentence faced by the defendant for having violated Counts One and Seven of the Indictment is 10 years' imprisonment.

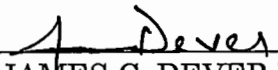
7. The defendant is, and at sentencing will be, subject to removal from the United States, pursuant to 8 U.S.C. § 1182(a)(6)(A)(i), as an alien who is a native and citizen of Mexico, who entered the United States at an unknown place and date, and who was not then admitted or paroled after inspection by an immigration officer or arrived in the United States at any time or place other than as designated by the Attorney General.

8. The defendant has waived his right to notice and a hearing under Section 238(c) of the INA, 8 U.S.C. § 1228(c).

9. The defendant has waived the opportunity to pursue any and all forms of relief and protection from removal.

WHEREFORE, IT IS HEREBY ORDERED, pursuant to Section 238(c) of the INA, 8 U.S.C. § 1228(c), that the defendant is ordered removed from the United States to Mexico promptly upon his completion of a term of imprisonment, if any.

IT IS SO ORDERED this 19 day of November, 2020.



JAMES C. DEVER III
United States District Judge